

**ATTORNEY'S DOCKET NUMBER: 2006517-0009 (Bacterial Delivery DIV1)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|              |                           |           |       |
|--------------|---------------------------|-----------|-------|
| Applicant:   | Caplan et al.             | Examiner: | Huynh |
| Serial No.:  | 10/728,051                | Art Unit: | 1644  |
| Filing Date: | December 4, 2003          |           |       |
| Title:       | MICROBIAL DELIVERY SYSTEM |           |       |

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136**

A three-month extension of time from July 16, 2008, up to and including October 16, 2008, is hereby respectfully requested to respond to the Final Office Action mailed April 16, 2008. The extension fee of \$555.00 under 37 C.F.R. § 1.17(a) for a small entity is being paid via the U.S. Patent and Trademark Office's Electronic Filing System's credit card payment option. Applicant thus submits that the present Response is timely submitted on Thursday, October 16, 2008.

Please charge any fees that may be required for the processing of this Petition, or credit any overpayments, to our Deposit Account No. 03-1721.

Respectfully submitted,

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